

REMARKS

Claims 1-30 are pending, with claims 1-3 being independent. Claims 1-3 have been amended.

In response to the Examiner's objections, claims 1-3 have been amended to recite that "EL" corresponds to "electroluminescence," and that "TFT" corresponds to "thin film transistor." No new matter has been added.


Claims 1-30 have been rejected as being anticipated under 35 U.S.C. 102(d) by JP 2001-93661. Applicant requests reconsideration and withdrawal of this rejection because JP 2001-93661 does not qualify as a reference under 35 U.S.C. 102(d). In particular, a qualifying reference under 35 U.S.C. 102(d) is a non-U.S. patent that issued prior to the U.S. filing date on an application filed more than one year before the U.S. filing date. While JP 2001-93661 was filed more than a year before the U.S. filing date, it is not a patent (rather, it is a published application) and it did not issue before the U.S. filing date (indeed, it was not even published prior to the U.S. filing date). See MPEP 2135.01(III)(B) (noting that a published application is not a "patent"). For at least this reason, applicant requests reconsideration and withdrawal of the rejection.

Attached is a marked-up version of the changes being made by the current amendment.

Applicant asks that all claims be allowed. Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

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Version with markings to show changes made

In the claims:

Claims 1-3 have been amended as follows:

1. (Twice Amended) An electroluminescence ("EL") display device comprising a substrate on which an EL element is formed, a cover member, a filler for adhering said substrate on which the EL element is formed to said cover member, a sealing member for covering a side surface of said filler, and a frame member adhered with said sealing member.

2. (Twice Amended) An electroluminescence ("EL") display device comprising an active matrix substrate on which a thin film transistor ("TFT") and an EL element electrically connected with the TFT are formed, a cover member, a filler for adhering said active matrix substrate to said cover member, a sealing member for covering a side surface of said filler, and a frame member adhered with said sealing member.

3. (Twice Amended) An electroluminescence ("EL") display device comprising a substrate on which an EL element composed of an anode arranged in a stripe, a cathode arranged in a stripe so as to be perpendicular to said anode, and an EL layer formed between said anode and said cathode, a cover member, a filler for adhering said substrate on which the EL element is formed to said cover member, a sealing member for covering a side surface of said filler, and a frame member adhered with said sealing member.